UNITED STATE DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS EASTERN DIVISION

MARK ULIANO, Plaintiff

vs.

C.A. NO. 04 10797-GA0

100

1: 41

MARIE H. BISSELL and KENNETH J. TILDEN, Defendants

JOINT TO MOTION TO CONTINUE TRIAL DATE

Now comes the Parties in the above-referenced matter and hereby request that the trial currently scheduled to begin on Tuesday, October 11, 2005 be continued to the week of November 14, 2005. As grounds for this motion, the Parties state that experts for all parties are unavailable on the week of October 11th. Defendants' expert, Robert Pennell, M.D., is scheduled to be out of town during that week and Plaintiff's expert, Jay Portnow, M.D., is unable to appear due to the Jewish Holidays.

Additionally, the Parties are continuing to discuss possible resolution of this matter prior to trial.

WHEREFORE, the Parties respectfully request that this motion be ALLOWED.

Respectfully submitted,

The Plaintiff, By his attorney

J. Delamere, Esq.

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Defendant Marie H. Bissell

By her attorneys

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Dated: September 26, 2005

Defendant Kenneth J. Tilden

By his attorneys

Jame's T. Sullivan,

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